

Bill no.:	<u>HR 3383</u>
Amendment no.:	<u></u>
Date offered:	<u>5/17/00</u>
Disposition:	<u>reported,</u> <u>voice vote</u>

**[COMMITTEE PRINT]**

**[Showing the Amendment Adopted by the Subcommittee on  
Energy and Power on April 12, 2000]**

106TH CONGRESS  
1ST SESSION

**H. R. 3383**

To amend the Atomic Energy Act of 1954 to remove separate treatment  
or exemption for nuclear safety violations by nonprofit institutions.

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**IN THE HOUSE OF REPRESENTATIVES**

NOVEMBER 16, 1999

Mr. BARTON of Texas introduced the following bill; which was referred to the  
Committee on Commerce

[Strike out all after the enacting clause and insert the part printed in italic]

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**A BILL**

To amend the Atomic Energy Act of 1954 to remove separate treatment or exemption for nuclear safety violations by nonprofit institutions.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. NONPROFIT INSTITUTIONS.**

2 (a) ~~REMISSION OF CIVIL PENALTY.~~—Section  
3 ~~234A(b)~~ of the Atomic Energy Act of 1954 (42 U.S.C.  
4 ~~2282a(b)~~) is amended by striking the last sentence of  
5 paragraph (2).

6 (b) ~~EXEMPT INSTITUTIONS.~~—Section ~~234A~~ of the  
7 Atomic Energy Act of 1954 (42 U.S.C. ~~2282a~~) is amended  
8 by striking subsection d.

9 **SECTION 1. CIVIL PENALTIES.**

10 (a) *REPEAL OF AUTOMATIC REMISSION.*—Section  
11 *234A b. (2) of the Atomic Energy Act of 1954 (42 U.S.C.*  
12 *2282a(b)(2)) is amended by striking the last sentence.*

13 (b) *LIMITATION FOR NONPROFIT INSTITUTIONS.*—Sub-  
14 *section d. of section 234A of the Atomic Energy Act of 1954*  
15 *(42 U.S.C. 2282a(d)) is amended to read as follows:*

16 “d. Notwithstanding subsection a., a contractor, sub-  
17 contractor, or supplier described in section 501(c)(3) of the  
18 Internal Revenue Code of 1986 and exempt from tax under  
19 section 501(a) of such Code shall not be subject to a civil  
20 penalty for a violation under subsection a. in excess of the  
21 amount of any discretionary fee paid to such contractor,  
22 subcontractor, or supplier under the contract under which  
23 such violation occurs.”.

24 (c) *EFFECTIVE DATE.*—The amendments made by this  
25 Act shall not apply to any violation of the Atomic Energy

- 1 *Act of 1954 occurring under a contract entered into before*
- 2 *the date of the enactment of this Act.*

Amend the title so as to read: "A bill to amend the Atomic Energy Act of 1954 to remove an exemption from civil penalties for nuclear safety violations by nonprofit institutions."